

UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF MASSACHUSETTS

GARDEN CITY BOXING CLUB, INC.,
as Broadcast Licensee of the **November 8, 2003**
Tarver/Jones Program

Plaintiff,

-against-

STIPULATION OF SETTLEMENT AND
ADMINISTRATIVE DISMISSAL
Civil Action No. 04-10458 NG

“JOHN DOE”, said name being fictitious, the true name being unknown to Plaintiff, Individually, and as officer, director, shareholder and/or principal of KEVIN’S CULTURAL CORNER, INC. d/b/a KEVIN’S BAR AND GRILLE a/k/a KEVIN’S BAR & GRILLE, and KEVIN’S CULTURAL CORNER, INC. d/b/a KEVIN’S BAR AND GRILLE a/k/a KEVIN’S BAR & GRILLE ;

Defendants.

Plaintiff, GARDEN CITY BOXING CLUB, INC., hereby has compromised the within and foregoing action, and no party named herein being an infant or incompetent, Plaintiff hereby moves that the above entitled action be dismissed with prejudice and without costs to any party, pursuant to Rule 41 (a)(1)(ii) of the Federal rules of Civil Procedure.

This is based upon a settlement made between Plaintiff and Defendant wherein the Defendants will pay a certain consideration over a period of time not to exceed May 1, 2005.

Plaintiff also moves to reserve the right, in the event of any non-payment by the Defendants named herein, to reopen and reinstate its claim against the Defendants.

Dated: February 22, 2005
Ellenville, New York

LONSTEIN LAW OFFICE, P.C.

JOSEPH M. SANO, ESQ.

By: /s/ Wayne D. Lonstein
Wayne D. Lonstein, Esq.
Attorneys for Plaintiff
Office and P.O. Address
1 Terrace Hill : P.O. Box 351
Ellenville, New York 12428
Telephone: (845) 647-8500

By: /s/ Joseph M. Sano, Esq.
Joseph M. Sano, Esq.
Attorney for Kevin’s Bar & Grille
73 North Common Street
Lynn, MA 01902
Telephone: (781)598-6766

SO ORDERED THIS ____ day of _____, 2005

HON. ROBERT B. COLLINGS
U.S.D.M.J.